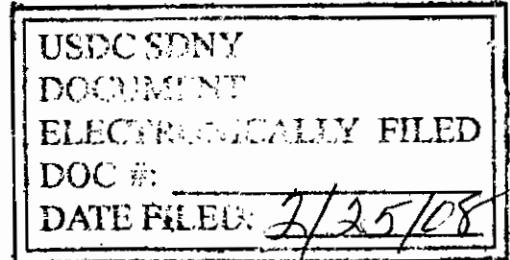

LUIS VILLENA, : 07 Civ. 3485 (GEL) (JCF)
: Plaintiff, : REPORT AND
: - against - : RECOMMENDATION
: DETECTIVE JOSEPH OQUENDO, :
: DETECTIVE JOHN DOE 1; DETECTIVE :
: JOHN DOE 2; MANHATTAN SOUTH :
: POLICE DEPARTMENT; A.D.A JOHN DOE; :
: Defendants. :

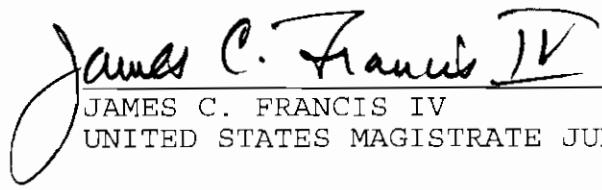
TO THE HONORABLE GERALD E. LYNCH, U.S.D.J.:



The Office of Corporation Counsel having requested an order directing plaintiff to provide a release allowing access to his police records in connection with the arrest at issue, it is hereby ORDERED as follows:

1. By March 14, 2008, plaintiff shall submit a notarized letter stating that he authorizes the unsealing of his police records for the arrest at issue in this case pursuant to New York Criminal Procedure Law § 160.50. That letter shall be sent to David M. Hazen, Esq., Assistant Corporation Counsel, 100 Church Street, New York, New York 10007, with a copy to the Court.
2. If plaintiff does not submit the release as required, the Complaint will be dismissed.

Respectfully submitted,



JAMES C. FRANCIS IV

UNITED STATES MAGISTRATE JUDGE

Dated: New York, New York
February 25, 2008

Copies mailed this date:

Luis Villena a/k/a Luis Villanova
05-A-6397
Downstate Correctional Facility
P.O. Box 445
Fishkill, New York 12524-0445

David M. Hazan, Esq.
Assistant Corporation Counsel
100 Church Street
New York, New York 10007